

Joseph Trojan
Joyce E. Crucillo
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8/21/02
TROJAN LAW OFFICES

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Patent, Trademark, Copyright
Trade Secret & Related Causes

Telephone (310) 777-8399
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August 19, 2002

Box Missing Parts
Commissioner For Patents
Washington, D.C. 20231

VIA U.S. EXPRESS MAIL (EL 732937755 US)

Re: **U.S. Reissue Patent Application for "Safety
Apparatus of a Piezoelectric Lighter."**
Based on U.S. Pat. No. 5,971,751 (10/26/1999);
S.N. 08/881,964 (Filed 6/5/1997)
Inventor: Lee, Thomas Ping Hua
Assignee: Calico Brands, Inc.
Serial No. 10/039,578 (filed 10/26/2001)
Attorney Docket No. 01-10-1769

Dear Sir/Madam:

For the Reissue Patent Application Serial No. 10/039,578, please find enclosed the following documents in response to the Notice to File Missing Parts for Reissue Application issued on March 19, 2002:

1. Petition Pursuant to 37 CFR § 1.172(a) and 37 CFR § 1.47(b) (6 pages);
2. Declaration of Lee Fredric Sharra in Support of Assignee's Petition Pursuant to 37 CFR § 1.172 and 37 CFR § 1.47 and Exhibits (3 Pages + 48 Pages of Exhibits = 51 Pages)
3. Petition for Extension of Time Under 37 CFR § 1.136(a) (1 page);
4. Fee Transmittal Form (1 page);
5. Notice to File Missing Parts of Reissue Application (1 page);
6. Transmittal Form (1 page);
7. Cover Letter (1 page);
8. Itemized Return Post Card (1 page); and
9. Check in the amount of \$655.00 (1 check);

If any additional required fees are required, please deduct the appropriate fee amount from our Deposit Account No. 50-0703. Our customer number is 23388.

Very truly yours,

TROJAN LAW OFFICES

by

Lee Fredric Sharra
Reg. No. 43,108

LFS:lfs
Enclosures
cc: Calico Brands, Inc.

RECEIVED

AUG 22 2002

OFFICE OF PETITIONS



**CERTIFICATE OF MAILING BY EXPRESS MAIL
PURSUANT TO 37 C.F.R. 1.10**

I hereby certify that I have enclosed the following documents:

1. Petition Pursuant to 37 CFR § 1.172(a) and 37 CFR § 1.47(b) (6 pages);
2. Declaration of Lee Fredric Sharra in Support of Assignee's Petition Pursuant to 37 CFR § 1.172 and 37 CFR § 1.47 and Exhibits (3 Pages + 48 Pages of Exhibits = 51 Pages)
3. Petition for Extension of Time Under 37 CFR § 1.136(a) (1 page);
4. Fee Transmittal Form (1 page),
5. Notice to File Missing Parts of Reissue Application (1 page);
6. Transmittal Form (1 page);
7. Cover Letter (1 page);
8. Itemized Return Post Card (1 page); and
9. Check in the amount of \$655.00 (1 check);

are being deposited with the U.S. Postal Service by me personally as Express Mail No. EL 732937755 US in an envelope addressed to:

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

on August 19, 2002

Reissue Application No. 10/039,578 (filed 10/26/2001) for U.S. Patent No. 5971751
[Serial No. 08/881,964 (filed 06/05/1997)]; Inventor: LEE, Thomas Ping Hua; Attorney
Docket No. 01-10-1769.

Date: _____

August 19, 2002

Lee F. Sharra

Lee Fredric Sharra,
Reg. No. 43,108

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Beverly Hills, CA 90212
Tel: (310) 777-8399
Fax: (310) 777-8348
Customer No. 23388
Deposit Account 50-0703



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/039,578	10/26/2001	Thomas Ping Hua Lee	01-10-1769

23388
TROJAN LAW OFFICES
9250 WILSHIRE BLVD
SUITE 325
BEVERLY HILLS, CA 90212



CONFIRMATION NO. 1859
FORMALITIES LETTER



OC000000007666304

Date Mailed: 03/19/2002

NOTICE TO FILE MISSING PARTS OF REISSUE APPLICATION

Filing Date Granted

An application number and filing date have been accorded to this reissue application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/02/2002 10:00:00 00000000 00000000

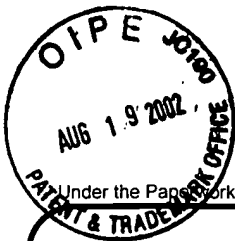
01/02/02

08:00 02

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number 10/039,578

Filing Date 10/26/2001

First Named Inventor LEE

Group Art Unit 3743

Examiner Name

Total Number of Pages in This Submission

64

Attorney Docket Number 01-10-11769

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☒ Fee Attached

☐ Amendment / Reply

☐ After Final

☐ Affidavits/declaration(s)

☒ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☒ Response to Missing Parts/
Incomplete Application

☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53

☐ Assignment Papers
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☒ Petition

☐ Petition to Convert to a
Provisional Application

☐ Power of Attorney, Revocation
Change of Correspondence
Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) _____

☐ After Allowance Communication
to Group

☐ Appeal Communication to Board
of Appeals and Interferences

☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please
identify below):

Cover Letter

Itemized Return Post Card

Declaration and Exhibits 1-4

Remarks

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual name

TROJAN LAW OFFICES

Lee Fredric Sharra

Signature

Date

08/19/2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

08/19/2002

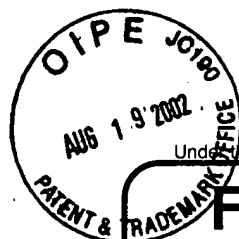
Typed or printed name

Lee Fredric Sharra

Signature

Date

8/19/2002



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PTO/SB/17 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)

655.00

Complete if Known

Application Number 10/039,578

Filing Date 10/26/2001

First Named Inventor LEE

Examiner Name

Group Art Unit 3743

Attorney Docket No. 01-10-1769

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AUG 22 2002

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METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

50-0703

Deposit
Account
Name

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- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

- ☒ Applicant claims small entity status.
See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money
Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee Fee Description
Code (\$) Code (\$)

101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

Fee Paid

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims		Extra Claims		Fee from below		Fee Paid	
Independent Claims		-20** =		X			
Multiple Dependent		-3** =		X			

Large Entity Small Entity

Fee Fee Fee Fee Fee Description
Code (\$) Code (\$)

103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid		
105	130	205	65	Surcharge - late filing fee or oath	65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	460.00
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	130.00
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

655.00

SUBMITTED BY

Name (Print/Type)

R. Joseph Trojan

Registration No.
(Attorney/Agent)

34,264

Complete (if applicable)

Telephone

(310) 777-8399

Signature

Date

08/19/2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.